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7 Attorney for Rode Perez-Perez

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9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 RODE PEREZ-PEREZ,
15 Defendant.
16

Case No. 2:18-cr-082-KJD-GWF

**STIPULATION TO CONTINUE
PRETRIAL MOTION DEADLINES**
(First Request)

17 IT IS HEREBY STIPULATED AND AGREED, by and between Dayle Elieson,
18 United States Attorney, and Kathryn C. Newman, Assistant United States Attorney, counsel for
19 the United States of America, and Rene L. Valladares, Federal Public Defender, and
20 Monique Kirtley, Assistant Federal Public Defender, counsel for Rode Perez-Perez, that the
21 previously ordered deadline for filing of pretrial motions be vacated and that the parties herein
22 shall have to and including May 7, 2018, within which to file the Defendant's pretrial motions
23 currently due April 23, 2018.

24 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they
25 shall have to and including May 21, 2018, to file any and all responsive pleadings, currently
26 due May 7, 2018.

1 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they
2 shall have to and including May 29, 2018, to file any and all replies to dispositive motions,
3 currently due May 14, 2018.

4 The Stipulation is entered into for the following reasons:

5 1. Counsel for the defendant needs additional time to meet and discuss the
6 government's proposed resolution with her client; and to file a pretrial motion should her client
7 reject the government's proposed resolution.

8 2. The defendant is incarcerated and does not object to the continuance.

9 3. The parties agree to the continuance.

10 4. The additional time requested herein is not sought for purposes of delay, but
11 merely to allow counsel for defendant sufficient time within which to discuss the proposed
12 resolution with her client.

13 5. Additionally, denial of this request for continuance could result in a miscarriage
14 of justice.

15 This is the first stipulation to continue filed herein.

16 DATED this 23rd day of April, 2018.

17 RENE L. VALLADARES
18 Federal Public Defender

DAYLE ELIESON
United States Attorney

19 */s/ Monique Kirtley*
20 By _____
21 MONIQUE KIRTLEY
Assistant Federal Public Defender

/s/ Kathryn C. Newman
By _____
KATHRYN C. NEWMAN
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 RODE PEREZ-PEREZ,

7 Defendant.

Case No. 2:18-cr-082-KJD-GWF

FINDINGS OF FACT, CONCLUSIONS
OF LAW AND ORDER

9
10 **FINDINGS OF FACT**

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
12 Court finds that:

13 1. Counsel for the defendant needs additional time to meet and discuss the
14 government's proposed resolution with her client; and to file a pretrial motion should her client
15 reject the government's proposed resolution.

16 2. The defendant is incarcerated and does not object to the continuance.

17 3. The parties agree to the continuance.

18 4. The additional time requested herein is not sought for purposes of delay, but
19 merely to allow counsel for defendant sufficient time within which to discuss the proposed
20 resolution with her client.

21 5. Additionally, denial of this request for continuance could result in a miscarriage
22 of justice.

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ORDER

IT IS THEREFORE ORDERED that the parties herein shall have to and including May 7, 2018, within which to file the Defendant's pretrial motions.

IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they shall have to and including May 21, 2018 to file any and all responsive pleadings.

IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they shall have to and including May 29, 2018 to file any and all replies to dispositive motions.

DATED this 25th day of April, 2018.

A handwritten signature in blue ink, reading "George Foley Jr.", is written over a horizontal line.

UNITED STATES MAGISTRATE JUDGE